

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
AT CHARLESTON**

IN RE ETHICON, INC., PELVIC REPAIR SYSTEM PRODUCTS LIABILITY LITIGATION	Master File No. 2:12-MD-02327 MDL 2327
THIS DOCUMENT RELATES TO: WAVE 4 CASES	JOSEPH R. GOODWIN U.S. DISTRICT JUDGE

**MOTION TO EXCLUDE THE OPINIONS AND
TESTIMONY OF DUANE B. PRIDDY, PH. D.**

Defendants Ethicon, Inc., Ethicon LLC, and Johnson & Johnson (“Ethicon”) move to exclude the opinions and testimony of Duane B. Priddy, Ph.D. Dr. Priddy’s proposed opinion testimony is unreliable and irrelevant under the standard set forth in *Daubert v. Merrell Dow Pharm., Inc.*, 509 U.S. 579 (1993). Ethicon incorporates its Memorandum in Support of Motion to Exclude The Opinions and Testimony of Duane B. Priddy, Ph.D., and also the following exhibits:

Exhibit	Description
A	List of cases to which this motion applies;
B	<i>Huskey</i> 8/25/14 Trial Transcript;
C	Scott Guelcher, Ph.D. 3/23/16 Deposition Transcript;
D	Duane Priddy, Ph.D. 3/8/16 Deposition Transcript;
E	Jimmy Mays, Ph.D. 3/2/16 Deposition Transcript;
F	Duane Priddy, Ph.D. Expert Report;

- G de la Rie, *Polymer Stabilizers: A Survey with Reference to Possible Applications in the Conservation Field*, 33 *Studies in Conservation* 9–22 (1988);
- H ASTM 3895-14;
- I Costello's *Materials Characterization of Explanted Polypropylene Hernia Meshes*, 83B *J. Biomed. Mater. Res Part B: Appl Biomater* 44 (2007);
- J Clave, *et al.*, *Polypropylene As A Reinforcement In Pelvic Surgery Is Not Inert: Comparative Analysis of 100 Explants*, 21 *Int. Urogynecol. J.* 261, 266 (2010);
- K A.J. Wood, *et al.*, *Materials Characterization and Histological Analysis of Explanted Polypropylene, PTFE, and PET Hernia Meshes from an Individual Patient*, 24 *J. Mater. Sci. Mater. Med.* 1113 (2013);
- L T. Liebert, *et al.*, *Subcutaneous Implants of PP Filaments*, 10 *J. Biomed. Mater. Res.* 939, 941 (1976);
- M Scott A. Guelcher, Ph.D. 3/25/14 Deposition Transcript;
- N D.F. Williams, 17 *Biodegradation of Surgical Polymers*, *J. of Mater. Sci.* 1233 (1982);
- O G. Sternschuss, Donald Ostergard, *et al.*, *Post-Implantation Alterations of Polypropylene in the Human*, 188 *J. of Urology* 27, 30-31 (2012);
- P W. Jongebloed & J. Worst, *Degradation of Polypropylene in the Human Eye: A SEM Study*, 64 *Documenta Opthamologica* 143 (1986);
- Q W. Jongebloed, *et al.*, *Mechanical and Biochemical Effects of Man-Made Fibres and Metals in the Human Eye, A SEM Study*, 61 *Documenta Opthamologica* 303 (1986);
- R A. Altman, *et al.*, *The Breakdown of Polypropylene in the Human Eye: Is It Clinically Significant?*, 18 *Ann. Ophthalmol* 182 (1986);
- S L. Miao, *et al.*, *Physical Characteristics of Medical Textile Prostheses Designed for Hernia Repair: A Comprehensive Analysis of Select Commercial Devices*, 8 *Materials* 8148, 8151 (2015);
- T M. Lundback, *et al.*, 91 *Loss of Stability by Migration and Chemical Reaction of Santonox R in Branched Polyethylene Under Anaerobic and Aerobic Conditions* 1071 (2006);

- U W, B. Bell, D. Priddy, *et al.*, 54 *Permanence of Polymer Stabilizers in Hostile Environments* 1605 (1994);
- V J. Arutchelvi, *et al.*, *Biodegradation of Polyethylene and Polypropylene*, 7 *Indian J. of Biotechnology* 9 (2008);
- W A. Imel, *et al.*, *In vivo Oxidative Degradation of Polypropylene Pelvic Mesh*, 73 *Biomaterials* 131, 132 (2015);
- X Scott A. Guelcher, Ph.D. 12/18/14 Deposition Transcript;
- Y U. Klinge & B. Klosterhalfen, *Modified Classification of Surgical Meshes for Hernia Repair Based on the Analyses of 1,000 Explanted Meshes*, 16 *Hernia* 251 (2012);
- Z V. Iakovlev, *et al.*, *Degradation of Polypropylene In Vivo: A Microscopic Analysis of Meshes Explanted From Patients*, *J. Biomed. Mater. Res. Part B* (2015);
- AA V. Iakovlev, *et al.*, *Pathology of Explanted Transvaginal Meshes*, 8 *Int. J. of Med., Health, Pharm., and Biomed. Engineering* 510 (2014);
- BB Howard C. Jordi, Ph.D. 10/30/13 Deposition Transcript;
- CC IR Microscopy of Explanted Prolene (Sept. 30, 1987), ETH.MESH.12831391–1404;
- DD ETH.MESH.12729337;
- EE ETH.MESH.07690752;
- FF ETH.MESH.05453719;
- GG ETH.MESH.11336184;
- HH ETH.MESH.11336071;
- II ETH.MESH.11336165
- JJ ETH.MESH.09888187; and
- KK ETH.MESH.11336181.

WHEREFORE, FOR THESE REASONS and as more fully set forth in Ethicon's supporting memorandum of law, Ethicon respectfully requests that this Court enter an order granting Ethicon's Motion to Exclude the Opinions and Testimony of Duane B. Priddy, Ph.D.

Respectfully submitted,

ETHICON, INC., ETHICON LLC, AND
JOHNSON & JOHNSON

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CERTIFICATE OF SERVICE

I certify that on April 13, 2017, I electronically filed this document with the clerk of the court using the CM/ECF system, which will send notification of this filing to CM/ECF participants registered to receive service in this MDL.

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